## Case 19-11543-mdc Doc 44 Filed 09/06/19 Entered 09/07/19 00:55:42 Desc Imaged

Certificate of Notice Page 1 of 4 Eastern District of Pennsylvania

In re: Richardson Burgess Debtor

Case No. 19-11543-mdc Chapter 13

### CERTIFICATE OF NOTICE

District/off: 0313-2 User: PaulP Page 1 of 1 Date Rcvd: Sep 04, 2019 Form ID: pdf900 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on

Sep 06, 2019. db +Richardson Burgess, 139 Crum Creek Road, Woodlyn, PA 19094-1908

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 06, 2019 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 4, 2019 at the address(es) listed below:

ASHLEY M. SULLIVAN on behalf of Debtor Richardson Burgess asullivan@freedmanlorry.com, hbanks@freedmanlorry.com

JASON BRETT SCHWARTZ on behalf of Creditor Capital One Auto Finance

jschwartz@mesterschwartz.com

KEVIN G. MCDONALD on behalf of Creditor Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage Acquisition Trust bkgroup@kmllawgroup.com

United States Trustee USTPRegion03.PH.ECF@usdoj.gov

WILLIAM C. MILLER, Esq. on behalf of Trustee WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

ecfemails@ph13trustee.com, philaecf@gmail.com WILLIAM C. MILLER, Esq.

TOTAL: 6

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Richardson Burgess

CHAPTER 13

Debtor

Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage Acquisition Trust

NO. 19-11543 MDC

Richardson Burgess

Debtor

Movant

11 U.S.C. Sections 362 and 1301

Constance Burgess

Co-Debtor

William C. Miller, Esquire

Trustee

### **STIPULATION**

AND NOW, it is hereby stipulated and agreed by and between the undersigned as follows:

 The post-petition arrearage on the mortgage held by the Movant on the Debtor's residence is \$5,552.68, which breaks down as follows;

Post-Petition Payments:

2.

April 2019 to July 2019 at \$1,130.42/month

Fees & Costs Relating to Motion: \$1,031.00

\$5,552.68

Total Post-Petition Arrears

- The Debtor(s) shall cure said arrearages in the following manner;
- a). Beginning on August 1, 2019 and continuing through January 1, 2020, until the arrearages are cured, Debtor(s) shall pay the present regular monthly payment of \$1,130.42 on the mortgage (or as adjusted pursuant to the terms of the mortgage) on or before the first (1<sup>st</sup>) day of each month (with late charges being assessed after the 15<sup>th</sup> of the month), plus an installment payment of \$925.45 from August 2019 to December 2019 and \$925.43 for January 2020 towards the arrearages on or before the last day of each month at the address below;

MIDLAND MORTGAGE 999 N.W. Grand Boulevard, Suite 100 Oklahoma City, OK 73118-6116

b). Maintenance of current monthly mortgage payments to the Movant thereafter.

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3. Should debtor(s) provide sufficient proof of payments (front & back copies of

cancelled checks and/or money orders) made, but not credited, Movant shall adjust the account

accordingly.

4. In the event the payments under Section 2 above are not tendered pursuant to the

terms of this stipulation, the Movant shall notify Debtor(s) and Debtor's attorney of the default in

writing and the Debtors may cure said default within FIFTEEN (15) days of the date of said notice.

If Debtor(s) should fail to cure the default within fifteen (15) days, the Movant may file a

Certification of Default with the Court and the Court shall enter an Order granting the Movant relief

from the automatic stay.

5. The stay provided by Bankruptcy Rule 4001(a)(3) is waived.

6. If the case is converted to Chapter 7, the Movant shall file a Certification of Default

with the court and the court shall enter an order granting the Movant relief from the automatic stay.

7. If the instant bankruptcy is terminated by either dismissal or discharge, this

agreement shall be null and void, and is not binding upon the parties.

8. The provisions of this stipulation do not constitute a waiver by the Movant of its

right to seek reimbursement of any amounts not included in this stipulation, including fees and costs,

due under the terms of the mortgage and applicable law.

The parties agree that a facsimile signature shall be considered an original signature.

Date: July 23, 2019

Date: 8/28/19

Date: 8 30 19

By: /s/ Kevin G. McDonald, Esquire

Attorney for Movant

shley M. Sullivan, Esquire

Attorney for Debtors

NO OBJECTION

William C. Miller, Esquire

Chapter 13 Trustee

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Approved by the Court this 4th day of	September	, 2019.	However, the court
retains discretion regarding entry of any further	er order.		
	Magdeler	w D.	Colem
Chief	U.S. Bankruptcy . Magdeline D		